

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
WINSTON-SALEM DIVISION**

FEDERAL TRADE COMMISSION,  
STATE OF CALIFORNIA, STATE OF  
COLORADO, STATE OF ILLINOIS,  
STATE OF INDIANA, STATE OF  
IOWA, STATE OF MINNESOTA,  
STATE OF NEBRASKA, STATE OF  
OREGON, STATE OF TENNESSEE,  
STATE OF TEXAS, STATE OF  
WASHINGTON, and STATE OF  
WISCONSIN,

Plaintiffs,

v.

SYNGENTA CROP PROTECTION  
AG, SYNGENTA CORPORATION,  
SYNGENTA CROP PROTECTION,  
LLC, and CORTEVA, INC.,

Defendants.

Case No. 1:22-cv-00828-TDS-JEP

IN RE CROP PROTECTION  
PRODUCTS LOYALTY PROGRAM  
ANTITRUST  
LITIGATION

Case No. 1:23-md-3062-TDS-JEP

**SYNGENTA'S NOTICE  
OF WITHDRAWAL OF MOTION TO COMPEL DISCOVERY OF  
ATTICUS, LLC**

Syngenta Crop Protection AG, Syngenta Corporation, and Syngenta Crop Protection, LLC (collectively "Syngenta") hereby give notice of the withdrawal, without prejudice, of their Motion To Compel Non-Party Atticus,

LLC's Subpoena Response under Federal Rules of Civil Procedure 34(c) and 45(d)(2)(B)(i) (Case No. 1:22-cv-00828 Dkt. 265; Case No. 1:23-md-3062 Dkt. 166). In support of this withdrawal, Syngenta states as follows:

1. Syngenta served Atticus a Rule 45 subpoena on August 6, 2024. (See Case No. 1:22-cv-00828 Dkt. 265-1; Case No. 1:23-md-3062 Dkt. 166-1).
2. On November 18, 2024, pursuant to Rule 45(d)(2)(B)(i), Syngenta moved for an order compelling Atticus's compliance with the subpoena with respect to documents and data (Case No. 1:22-cv-00828 Dkt. 265; Case No. 1:23-md-3062 Dkt. 166).
3. On January 23, 2025, the Court ordered the Parties to meet and confer on a weekly basis through February 28, 2025, to try to reach an agreement regarding a document collection, review, and production plan for Atticus to substantially complete its production of documents by March 28, 2025. (See Case No. 1:22-cv-00828 Minute Entry for 1/23/2025 Proceedings; Case No. 1:23-md-3062 Minute Entry for 1/23/2025 Proceedings).
4. On February 27, 2025, after weekly meet and confers, Syngenta and Atticus agreed on the contours of a plan for Atticus to substantially complete its production of documents in response to both Syngenta's subpoenas and co-Defendant Corteva's subpoenas by March 28, 2025, and therefore resolved the motion to compel dispute.

5.. Syngenta thus withdraws its pending motions to compel without prejudice to re-filing these motions to compel if Atticus does not substantially complete its production of documents by March 28, 2025, or otherwise does not follow the document and data collection, review, and production plan agreed upon between Syngenta and Corteva, on the one hand, and Atticus, on the other hand.

March 11, 2025.

s/Patrick M. Kane

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83.1(d)

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